## IN THE UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

EUGENE SMITH,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CASE NO.: 3:08-cv-0853
	)	
FEDEX GROUND PACKAGE	)	
SYSTEM, INC.,	)	
	)	
Defendant.	)	

## **AGREED ORDER OF DISMISSAL WITH PREJUDICE**

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, it appearing to the Court, upon consent of the parties as evidenced by the signatures of their attorneys hereinbelow, that Plaintiff Eugene Smith and Defendant FedEx Ground Package System, Inc. have settled this case and that by the parties' agreement Plaintiff's complaint should be dismissed with prejudice and each party should bear his or its own costs and fees.

IT IS, THEREFORE, ORDERED that Plaintiff's complaint is dismissed in its entirety with prejudice and further that each party shall bear his or its own costs and fees.

APPROVED BY:

UNITED STATES DISTRICT COURT

s/ Wade B. Cowan (with permission)

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